

RECEIVED
CENTRAL FAX CENTER

MAY 03 2005

Practitioner's Docket No. Mo-6569/LaA 34,

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hermann Sicius, Thomas Sildatke, Thomas Menzel, Wolfgang Wambach, Winfried Joentgen, Thomas Klaus, and Thomas Klein

Application No.: 09/935,988

Group No.: 1712

Filed: 08/23/2001

Examiner: D. S. Metzmaier

For: Process for Conditioning Standing and Flowing Water Systems

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION TO REVIVE PATENT APPLICATION—FAILURE TO PAY ISSUE
 FEE UNINTENTIONAL (37 C.F.R. §§ 1.137(b) AND 1.316)**

1. Applicant hereby petitions for the revival of this application.
2. Nature of the Abandonment

In the communication from the PTO mailed April 25, 2005, it was noted that this application is abandoned for failure to pay the issue fee within the 3 month period from the date of the notice of allowance required by 37 C.F.R. § 1.316.

3. Date of Filing of This Petition After Abandonment

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
 Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (703) 872-9306.

Signature

Diderico van Eyl

Date: 05/03/2005

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Petition to Revive Patent Application—Failure to Pay Issue Fee [International-Letter] of 4

05/06/2005 00000122 502527 09935988

01 FC:1453 1500.00 DA

This petition is being filed within 3 months after the applicant was first notified of abandonment.

4. The delay in payment of the issue fee was unintentional. The entire delay from the due date in paying the required issue fees until the filing of this petition was unintentional. 37 C.F.R. § 1.137(b)(3).
5. Payment of the issue fee (37 C.F.R. § 1.137(b)(1):

Payment of the issue fee is enclosed.

Regular Patent Issue Fee \$1,300.00

6. Petition fee (35 U.S.C. § 41(a)(7) and 37 C.F.R. § 1.17(m))

Application status is:

Other than small entity—fee	\$1,210.00
Petition Fee	\$1,210.00

Total issue and petition fee to be paid	\$2,510.00
---	------------

7. Payment of total fee:


Authorization is hereby made to charge the amount of \$2,510.00 to Deposit Account No. 50-2527.

A duplicate of this petition is attached.

8. Terminal Disclaimer

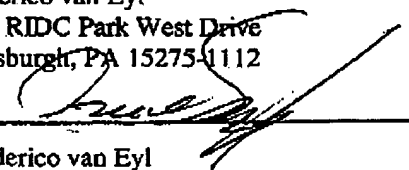
This utility/plant application was filed on or after June 8, 1995 and no terminal disclaimer is required.

Date: 5/3/2005


Signature of person making statement that
abandonment was due to unintentional delay

Diderico van Eyl
111 RIDC Park West Drive
Pittsburgh, PA 15275-1112

Date: 5/3/2005


Diderico van Eyl
Registration No. 38,641
LANXESS Corporation
Law & Intellectual Property Department
111 RIDC Park West Drive
Pittsburgh, PA 15275-1112
412-809-2231
Customer No. 34947

S:\Law Shared\SHARED\VE\PATENTS\6569\Petition to Revive.doc